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CHAPTER 17 - RED CLIFF TRIBAL GAMING ORDINANCE.

17.1 SECTION 1: INTRODUCTION

- 17.1.1** TITLE. This ordinance shall be known as the Red Cliff Tribal Gaming Ordinance.
- 17.1.2** AUTHORITY. This ordinance is enacted pursuant to Article VI, Section 1 (p), of the Constitution and By-laws of the Red Cliff Band of Lake Superior Chippewa Indians of Wisconsin, and in accordance with the provisions of the Indian Gaming Regulatory Act, 25 U.S.C. sec. 2710(1990).
- 17.1.3** PURPOSE. The purpose of this ordinance is to regulate gaming activity conducted by the Red Cliff Band.
- 17.1.4** EFFECTIVE DATE. This ordinance shall be effective on the date of enactment by the Red Cliff Tribal Council.
- 17.1.5** ABROGATION AND GREATER RESTRICTIONS. Where this ordinance imposes greater restrictions than those contained in other tribal ordinances, the provisions of this ordinance shall govern.
- 17.1.6** INTERPRETATION. In their interpretation and application, the provisions of this ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the Tribe and shall not be deemed a limitation or repeal of any other Tribal power or authority.
- 17.1.7** SEVERABILITY AND NON-LIABILITY. If any section, provision, or portion of this ordinance, is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

The Tribe asserts there is no liability on the part of the Red Cliff Band of Lake Superior Chippewa Indians, its agencies or employees, for damages that may occur as a result of reliance upon, and conformance with this ordinance.

17.1.8 REGISTERED AGENT. All notices required or authorized to be served by 25 C.F.R. sec. 501 et seq. or under this ordinance and any legal process shall be served personally upon the Chairperson of the Red Cliff Tribal Council. Nothing in this section or in this ordinance shall be construed to as a waiver of the Tribe's sovereign immunity from suit.

17.2 **SECTION 2: DEFINITIONS**

17.2.1 GENERAL DEFINITIONS. For the purpose of this ordinance, the following definitions shall be used. Words used in the present tense include the future; the singular includes the plural; and the plural includes the singular. The word "shall" is mandatory and the word "may" is permissive.

17.2.2 "Casino", as used herein, shall refer to any tribal gaming facility where games of blackjack are conducted.

17.2.3 "Class I Gaming", "Class II Gaming" and "Class III Gaming" activities shall have the meanings ascribed to them by the Indian Gaming Regulatory Act, 25 U.S.C. sec. 2701, et seq.

17.2.4 "Council", as used herein, shall refer to the Red Cliff Band of Lake Superior Chippewa Indians.

17.2.5 "Compact", as used herein, shall refer to the Red Cliff Band of Lake Superior Chippewa Indians/State of Wisconsin Gaming Compact of 1991, as executed on December 12, 1991, together with such amendments as may from time to time accrue pursuant to provisions in Parts IV and XXX of said Compact.

- 17.2.6** "Felony", as used herein, shall refer to any offense for which the maximum sentence of penalty impose able includes a term of incarceration exceeding one year.
- 17.2.7** "Gaming Commission" shall mean the Red Cliff Gaming Commission, as set forth at sec. 17.10 of this Chapter.
- 17.2.8** "Immediate family member" is here defined as a spouse, mother, father, sister, brother, daughter, or son.
- 17.2.9** "Key employee" means any person who performs one or more of the following functions:
- a. Bingo caller;
 - b. Counting room supervisor;
 - c. Chief of security;
 - d. Custodian of gaming supplies or cash;
 - e. Floor manager;
 - f. Pit boss;
 - g. Dealer;
 - h. Croupier;
 - i. Approves of credit; or
 - j. Custodian of gambling devices including persons with access to cash and accounting records within such devices; If not otherwise expressly listed in (a) - (j) above, key employee also includes the four most highly compensated persons in a tribal gaming facility, as well as any other person whose total cash compensation exceeds \$50,000 per year from the gaming facility.
- 17.2.10** "Person acting under the authority or auspices of the Tribe", as used herein, shall refer to 1) persons employed by the Tribe for the specific purpose of managing, conducting or participating in the conduct of Class III games; and 2) persons acting pursuant to a written management contract.

Any other person, including persons alleging oral authorization by the Tribe, shall be regarded as a "non-authorized person" for the purposes of this Ordinance.

17.2.11 "Primary management official" means:

(a) The person having management responsibility for a management contract.

(b) Any person who has authority:

(1) To hire and fire employees; or

(2) To set up working policy for the gaming operation; or

(c) The Chief Financial Officer or other person who has financial management responsibility.

17.2.12 "Reservation", as used herein, shall refer to the Red Cliff Chippewa Reservation.

17.2.13 "Tribe", as used herein, shall refer to the Red Cliff Band of Lake Superior Chippewa Indians.

17.3 **SECTION 3: GAMES ALLOWED**

17.3.1 Under license issued by the Red Cliff Tribal Council, and upon such terms and conditions set forth in said license, the following Class III games may be conducted under tribal auspices on tribal property within the confines of the Red Cliff Chippewa Reservation: blackjack, electronic games of chance with video display, electronic games of chance with mechanical display, pull-tabs where played outside Class II premises, and such other games as may from time to time be authorized pursuant to Part IV of the Compact.

- 17.3.2 No person acting under the authority or auspices of the Tribe shall conduct, or participate in the conduct of any Class III game on the Reservation, other than the games provided in Section 17.3.1 above.
- 17.3.3 No non-authorized person shall conduct or participate in the conduct of any Class III game on the Reservation.
- 17.3.4 The Tribe shall have the sole propriety interest in and responsibility for why the conduct of any gaming operation authorized by this ordinance.
- 17.3.5 The Tribe shall issue a separate license to each place, facility, or location on Indian lands where Class II gaming is conducted under this ordinance.

17.4 **SECTION 4: USE OF GAMING REVENUES**

- 17.4.1 a) Net revenues from Class II gaming shall be used only to fund Tribal Government operations and programs; provide for the general welfare of the Tribe and its members; promote tribal economic development; donate to charitable organizations; or help fund operations of local government agencies.
- b) If the tribe elects to make per capita payments to tribal members, it shall authorize such payments only upon approval of a plan submitted to the Secretary of the Interior under 25 U.S.C. sec. 2710(b)(3).

17.5 **SECTION 5: RULES OF PLAY**

- 17.5.1 All games conducted pursuant to Section 17.3.1 above shall be conducted in accordance with the rules of play pertinent to such game as set out in Parts XV through XVII of the Compact, as supplemented by such more specific rules as may be promulgated and approved pursuant to Section 17.10 below.

- 17.5.2** Casino Hours: No casino shall remain open longer than 24 hours in any one day provided, that blackjack shall be conducted no more than 18 hours during any one day. Hours of play shall be established by casino management and publicly displayed at each casino.
- 17.5.3** Age Limits: No person under the age of 21 may play or be permitted to play, any Class III game; nor shall any prize or winning be paid to such person notwithstanding that, by their play, they had otherwise qualified for such a prize or winning. (Res. No. 2-1-99B)
- 17.5.4** No person under the age of 18 may conduct or be employed in the conduct of any Class III gaming activity.
- 17.5.5** No person who is visibly intoxicated shall be permitted to play any Class III game.
- 17.5.6** No person acting under the authority or auspices of the Tribe shall extend credit to any person for purposes of gaming, nor shall any other person be allowed to extend such credit for a fee while on tribal premises, other than by means of bank card or credit card transactions such as would normally be permitted at retail businesses located within the state.
- 17.5.7** Any immediate family member of an employee subject to Section 17.5.7 above, and any other family member residing in the same household as such employee, shall, prior to playing at any session of such facility, notify the manager or manager's designee thereof of their entrance, and shall be allowed to play subject to the discretion of said manager; provided, however, that no such persons shall be allowed to play at any blackjack table where the aforementioned employee is on duty.
- 17.5.8** Any person, whether player, employee or other person, who, by tampering with or counterfeiting equipment, or violation of the rules of play, shall defraud the Tribe or attempt to do so, in

addition to any other penalty required by this Ordinance or other applicable law, shall be liable to the Tribe in the amount of any monies lost to the Tribe, including the costs of investigation and the conduct of legal proceedings.

17.5.9 The following person shall not be permitted to play at any Tribal Class III Gaming facility:

- (a) Any Gaming Commission member;
- (b) Any employee working with the Tribe's Compliance Department;
- (c) Class III Gaming Casino Manager and Assistant Manager;
- (d) Class III Slot Manager and Slot Staff;
- (e) Any employee within the Tribe's Class III Gaming Finance or Accounting Department. (04-07-03A)
- (f) Auditors, Financial and Internal. (05-11-02A)

Persons listed in (a) - (e) above shall not be permitted to play at any Class III gaming facility for thirty (30) days following their last day of employment or service in a department or division subject to the restrictions of this section. (08-04-03-G)

***NOTE: Tribal Council repealed former sections 17.5.7 and 17.5.10(f)(g)(h) and (j) restricting some types of employee gambling on 2/7/2005.**

17.6 **SECTION 6: MANAGEMENT CONTRACTS**

17.6.1 No proposal for management by persons other than tribal employees shall be considered by the Red Cliff Tribal Council unless submitted in writing; and

- (a) Shall state the names and addresses of all the principals involved in the management enterprise. If the proposed management enterprise is a corporation the proposal shall state the name and address of each officer, and, if not publicly held, the name, address and percentage holding of each stockholder. If the proposed management enterprise is a partnership or joint venture, the proposal shall contain the name and address of each partner, and the percentage interest held by that partner;
- (b) Shall state clearly in general but concrete terms the services proposed, the duration of the agreement and the nature of the compensation sought;
- (c) Shall not state or propose any term in violation of 25 U.S.C. sec. 2711; and, where compensation in excess of 30% of net revenues, or duration in excess of five years is proposed, shall state with particularity the exceptional circumstances justifying such amount or term.
- (d) Shall show evidence of issuance of a Wisconsin Lottery Board Certificate, or, in the absence of such Certificate, state that application has been made, the date thereof, and that application has not been rejected.

17.6.2 No management contract shall be approved unless:

- (a) The text of such contract is arrived at or submitted to the Council at least ten days prior to the Council meeting at which approval is sought; and
- (b) The terms of the contract meet the restrictions imposed under 25 U.S.C. sec. 2711 and Chapter VIII of the Compact; and
- (c) The Council has conducted appropriate investigation and found the facts necessary

to determine that the proposed contractor, including all relevant personnel, meet the qualifications imposed under 25 U.S.C. sec. 2711, Chapters VII and VIII of the Compact, and Sections 17.6 and 17.13.1 of this Ordinance.

17.7 SECTION 7: GAMING VENDORS

17.7.1 No agreement shall be entered into with any person, partnership or corporation for the purchase, lease or provision of services, supplies, or equipment unique to the operation of Class III gaming, in an amount exceeding \$10,000 in any year, unless said contractor holds a certificate issued by the Wisconsin lottery Board pursuant to Section VII(C) of the Compact, or is exempt from such requirement pursuant to Section VII(H) of the Compact.

17.7.2 No person employed by the Tribe in the conduct of gaming may have a direct or indirect interest, or be employed by, any person who has entered into a Class III gaming-related contract with the Tribe.

17.8 SECTION 8: CONSENT TO JURISDICTION

17.8.1 Any non-member participating under a gaming management contract with the Tribe, participating in a vendor/lesser relationship related to Class III gaming, and any other non-member employed in the conduct of Class III gaming, shall by virtue of such participation or employment be deemed to have consented to the jurisdiction of the Red Cliff Band of Lake Superior Chippewa Indians and its courts.

17.8.2 In addition, any non-member player at a tribal Class III gaming facility shall be deemed, by virtue of such play, to have consented to the jurisdiction of the Tribe in relation to disputes arising from their presence and play at such facility.

17.9 SECTION 9: BACKGROUND INVESTIGATIONS

17.9.1 (a) The Red Cliff Band of Lake Superior Chippewa Indians, acting through its Tribal Council maintains the responsibility and authority for conducting background investigations and suitability determinations with respect to all persons involved in its gaming operations, as more fully set forth herein.

(b) The Red Cliff Gaming Commission shall have the responsibility and authority to issue or deny licenses to all key employees and primary management officials, as more fully set forth in this Chapter.

17.9.2 (a) The Red Cliff Gaming Commission shall conduct and/or cause to be conducted all background investigations required by the Indian Gaming Regulatory Act (IGRA), the regulations set forth at 25 C.F.R. sec. 501 et seq., and otherwise required by this section. Upon completing its investigation(s), they shall forward the results to the Red Cliff Tribal Council, who shall conduct its review and provide any comments within 30 days. After considering any comments from the Tribal Council, the Gaming Commission shall forward its final report to the National Indian Gaming Commission. If the Tribal Council provides no comment, the results of any investigation(s) performed by the Red Cliff Gaming Commission shall be forwarded to the National Indian Gaming Commission forthwith.

(b) The authority and responsibility of the Red Cliff Gaming Commission for investigations under this section shall include:

(1) Reviewing and approving all investigative work done;

(2) Reporting the results of all background investigations to the Red Cliff Tribal Council, who shall then forward the same to the National Indian Gaming Commission;

- (3) Obtaining and processing fingerprints;
- (4) Making suitability determinations; and
- (5) Any and all other actions deemed necessary or appropriate by the Red Cliff Tribal Council in connection with its duties and responsibilities set fourth in this section.

17.9.3 Minimum investigative procedures to be performed under this section include the following:

- (a) Verification by written or oral communication of information submitted by applicant.
- (b) Inquiry into the applicant's prior activities, criminal record, if any, and reputation, habits and associations. This includes interviewing a sufficient number of knowledgeable people such as former employers, personal references, and others to whom referred in order to provide a basis for the tribe to make a finding concerning the eligibility for employment in a gaming operation.
- (c) Documenting the disposition of all potential problem areas noted and disqualifying information obtained.

17.9.4 The Tribe shall request from each primary management official and from each key employee all of the following information:

- a. Full name, other names used (oral or written), social security number(s), birth date, place of birth, citizenship, gender, all languages (spoken or written);
- b. Currently and from the previous 5 years: business and employment positions held, ownership interests in those businesses,

business and residence addresses, and drivers license numbers;

- c. The names and current addresses of at least three personal references, including one personal reference who was acquainted with the applicant during each period of residence listed under paragraph (1) (b) of this section;
- d. Current business and residence telephone numbers;
- e. A description of any existing and previous business relationships with Indian tribes, including ownership interests in those businesses;
- f. A description of any existing and previous business relationships with the gaming industry generally, including ownership interests in those businesses;
- g. The name and address of any licensing or regulatory agency with which the person has filed an application for a license or permit related to gaming, whether or not such license or permit was granted;
- h. For each felony for which there is ongoing prosecution or a conviction, the charge, the name and address of the court involved, and the date and disposition if any;
- i. For each misdemeanor conviction or ongoing misdemeanor prosecution (excluding minor traffic violations), within 10 years of the date of application, the name and address of the court involved and the date and disposition;
- j. For each criminal charge (excluding minor traffic charges), whether or not there is a conviction if such criminal charge is within 10 years of the date of the application and

is not otherwise listed pursuant to paragraph (h) or (i) of this section, the criminal charge, the name and address of the court involved and the date and disposition;

k. The name and address of any licensing or regulatory agency with which the person has filed an application for an occupational license or permit, whether or not such license or permit was granted;

l. A current photograph;

m. Any other information the Tribe deems relevant; and

n. Fingerprints consistent with procedures adopted by the Tribe according to 25 C.F.R. sec. 522.2(h). In conducting a background investigation, the Tribe and any person acting on behalf of the tribe shall keep confidential the identity of each person interviewed in the course of the investigation.

17.9.5

(a) Upon completing the minimum investigative procedures set forth in sec.17.9.3 and reviewing all information submitted by the applicant pursuant to sec. 17.9.4, the Red Cliff Gaming Commission shall issue an investigative report setting forth:

(1) Steps taken in conducting the background investigation;

(2) The results obtained; as a result of the investigation;

(3) The conclusion reached; and

(4) The bases for those conclusions.

(b) The report shall then be forwarded to the Red Cliff Tribal Council for its review as

provided in sec. 17.9.2. After considering any Tribal Council comment, the Red Cliff Gaming Commission shall then forward the report to the National Indian Gaming Commission, and shall include a determination on whether the person's prior activities, criminal record, if any, and reputation, habits and associations pose a threat to the public interest or to the effective regulation of gaming, or creates or enhances dangers of unsuitable, unfair, or illegal practices and methods and activities in the conduct of gaming.

17.9.6 No tribal gaming facility shall employ a key employee or primary management official whom the Tribe has deemed unsuitable under sec. 17.9.5.

17.9.7 (a) When a key employee or primary management official begins work at a gaming operation authorized by this ordinance, the Red Cliff Gaming Commission shall forward to the National Indian Gaming Commission a completed application for employment and conduct the background investigation and make the determination referred to in sects. 17.9.5 and 17.9.6.

(b) The Red Cliff Gaming Commission shall forward the report referred to in sec. 17.9.5 to the National Indian Gaming Commission within 60 days after an employee begins work or within 60 days of the approval of this ordinance by the Chairman of the National Indian Gaming Commission.

(c) The gaming operation shall not employ as a key employee or primary management official a person who does not have a license after 90 days.

17.9.8 (a) If, within a thirty (30) day period after the National Indian Gaming Commission receives a report, the National Indian Gaming Commission notifies the Tribe that it has no objection to the issuance of a license pursuant to a

license application filed by a key employee or a primary management official for whom the Tribe has provided an application and investigative report to the National Indian Gaming Commission, the Tribe may issue a license to such applicant.

- (b) The Tribe shall respond to a request for additional information from the Chairman of the National Indian Gaming Commission concerning a key employee or a primary management official who is the subject of a report. Such a request shall suspend the thirty day period under sec. 17.9.9(a) until the Chairman of the National Indian Gaming Commission receives the additional information.

- (c) If, within the thirty (30) day period described above, the National Indian Gaming Commission provides the Tribe with a statement itemizing objections to the issuance of a license to a key employee or to a primary management official for whom the Tribe has provided an application and investigative report to the National Indian Gaming Commission, the Tribe shall reconsider the application, taking into account the objections itemized by the National Indian Gaming Commission. The Red Cliff Tribal Council shall make the final decision whether to issue a license to such applicant.

- 17.9.9** (a) If a license is not issued to an applicant, the Red Cliff Gaming Commission shall notify the National Indian Gaming Commission, and may forward copies of its eligibility

determination and investigative report (if any) to the National Indian Gaming Commission for inclusion in the Indian Gaming Individuals Records System.

- (b) With respect to key employees and primary management officials, the Red Cliff Gaming Commission shall retain applications for employment and reports (if any) of background investigations for inspection by the Chairman of the National Indian Gaming Commission or his or her designee for no less than three (3) years from the date of termination of employment.

17.9.10 License Suspension.

- (a) If, after the issuance of a gaming license, the Tribe receives from the National Indian Gaming Commission reliable information indicating that a key employee or a primary management official is not eligible for employment under sec. 17.13, the Red Cliff Gaming Commission shall suspend such license and shall notify in writing the licensee of the suspension and the proposed revocation.

The Commission shall then notify the licensee of a time and a place for a hearing on the proposed revocation of a license.

- (b) The Red Cliff Tribal Gaming Commission has the authority to suspend gaming licenses for just cause. Just cause is violation of Chapter 1-7 - Tribal Gaming Ordinance, the Tribal/State Compact, or the Indian Gaming Regulatory Act. If a violation occurs the Red Cliff Gaming Commission shall suspend such license and shall notify in writing the licensee of the suspension and the proposed revocation. The Commission shall then notify the licensee of a time and a place for a hearing on the proposed revocation of a license.
- (c) After a revocation hearing, the Red Cliff Gaming Commission shall decide to revoke or to

reinstate a gaming license. The Commission shall notify the National Indian Gaming Commission of its decision.

17.9.11 Fingerprints. The Red Cliff Gaming Commission through its staff shall be responsible for taking all fingerprints required under this ordinance. **(03-16-04B)**

17.10 **SECTION 10: GAMING COMMISSION**

17.10.1 There is hereby created a Red Cliff Tribal Gaming Commission, composed of a Chair, Vice-Chair, Secretary and two (2) at large members, all of whom shall be tribal members, whose qualifications, terms, method of appointment, duties and remuneration shall be as follows:

17.10.2 Term. Commencing January 1, 2000, the Chair and one at large member of the Red Cliff Gaming Commission shall serve a term of three years; the Vice Chair and Secretary shall serve a two year term, and the remaining at large Commissioner shall serve a one year term. Thereafter, all Commissioners shall serve three years terms, and shall be eligible for reappointment by the Tribal Council upon expiration of their term. **(02/07/00-H)**

17.10.3 Qualifications. An applicant for commissioner shall: **(01/05/09 waive posting requirements)**

- (a) Be at least 21 years of age; and
- (b) Shall have no financial interest in any management or vendor contract, nor any management responsibility for any Class III gaming facility.
- (c) Shall not be employed at any Tribal Class III gaming activity. **(03-16-04B)**

17.10.4 Appointment. The Commission Chair shall be appointed by the Red Cliff Tribal Council. Persons seeking appointment as commissioner shall

submit their resume to the Council no later than December 1st.

(a) No person convicted of or entered a plea of guilty or no contest to, a felony as defined under 17.2.6, embezzlement, theft, fraud or misrepresentation in any connection, any gambling related offense, a violation of Chapters 562 or 565, Wis. Stats., a rule promulgated by the Lottery Board or Wisconsin Racing Board, or a tribal ordinance regulating or prohibiting gaming, may serve on the Gaming Commission. (01/05/09 waive posting requirements)

(b) Gaming Commission Members shall be ineligible to receive a resolution of rehabilitation or pardon by the Tribal Council. (01/05/09 waive posting requirements)

17.10.5 In their application for appointment, applicants shall expressly state their consent to the conduct of such background investigations as the Council may deem necessary, including but not limited to the checks necessary to determine criminal background, and shall be required to submit fingerprints and such other information as may be necessary to facilitate such checks.

17.10.6 Except for appointments to the first term pursuant to Section 17.10.3 above, the Council shall make its appointments and/or renew existing appointments at the first meeting in December of each year.

17.10.7 Duties. Except as otherwise provided, the Commission shall convene monthly for the following purposes:

(a) To communicate on a regular monthly basis, to the membership, through public meetings, newsletters or other means, summary reports as to the economic returns of the Class III gaming facilities, together with the names of

the current managers and/or management organizations.

- (b) To facilitate such communication each Class III facility manager shall transmit to the Commission on at least a monthly basis a short written summary of the economic returns of said facility, and, at the direction of the Commission or the Tribal Council, to appear at Commission meetings to elaborate on such summaries.
- (c) To collect, summarize and report monthly to the Council such suggestions or other information as may be submitted by tribal members regarding Class III gaming; and, where expressly directed to do so by the Council, to investigate and/or make recommendations on such subjects.
- (d) Upon the direction of the Council, to investigate and/or make recommendations on commercial proposals, management policies, personnel complaints, and charges of violations of law or the rules of play of Class III facilities.
- (e) To review regulations and policy statements submitted by gaming managers for clarity, work ability and consistency, and, within 60 days of submission, to report said regulations or policies, with their recommendations to the Tribal Council.
- (f) To review and resolve player disputes submitted to it in writing, pursuant to Part V(E) of the Compact and Section 17. 11.7 of this Ordinance.
- (g) To maintain updated records and copies of compacts, ordinances, rules of play and other Class III gaming regulations and policies approved by the Council.

- (h) Upon application by the Council or any gaming manager, to commission the conduct of a background check by the Wisconsin Department of Justice or the Federal Bureau of Investigation or any other comparable state or tribal law enforcement agency, and to maintain records received in confidence, subject only to access by the Council or the originally requesting authority.
- (i) Upon application, the Commission may issue a Gaming Facility License for a period of at least 2 years to a period not to exceed 5 years or a period not to exceed the length of the current compact with the State, whichever is less. **(03-16-04B)**
- (j) In addition to Key Employees licenses required by sec. 17.9, all other employee licenses serving as evidence of employment by the Tribe shall be issued by the Commission. All employees of the Tribe's Gaming Facility shall be required to have a valid license from the Red Cliff Gaming Commission as a condition of employment and continued employment. The Commission shall also have the authority to revoke or suspend employee licenses under this section, upon notice and hearing to the employee. Suspension or revocation of employee licenses under this section shall be limited to the following:
 - (1) Providing false or misleading information on an employment application, or failure to supplement an employment application with new information where required;
 - (2) Violation of this ordinance;
 - (3) Violation of a requirement imposed upon the Tribe under the Tribe's gaming compact; or
 - (4) Violation of a requirement imposed upon the Tribe by federal law. **(02/07/00H)**

(k) To develop and implement internal minimum control procedures for the operation of Class III gaming under this Chapter. (05-05-03A)

(l) To develop and implement internal minimum control for the operation of Class II gaming pursuant to RCCL sec. 17.16. (05-05-03A)

17.10.8 Powers. The Commission shall have the authority and power to direct player-grievant's, managers, gaming employees and other tribal members with personal knowledge to attend such hearings as it may choose to conduct on the player grievance, pursuant to Section 17.11.7 of this Ordinance, and upon direction of the Council pursuant to paragraph 17.10.7(f) above, shall exercise similar authority and power, such authority to include business principals, vendors, lessors and their employees. The Commission shall exercise such other authority as granted by this ordinance or by the Tribal Council.

17.10.9 Compensation. For their services commissioners shall receive a sum for each day or portion thereof devoted to the monthly meetings, hearings or investigations directed by the Councilor this Ordinance, such sum to be established at the discretion of the Council prior to the beginning of a Commission term, together with the expenses of such investigations as they are directed to conduct.

17.10.10 Compliance Officer:

(a) The Red Cliff Gaming Commission shall appoint a Compliance Officer to work under its supervision. The Compliance Officer shall perform the duties prescribed and may exercise the powers granted by the Red Cliff Gaming Commission. The Compliance Officer shall be subject to the Personnel Policies and Procedures of the Tribe. (08-24-99E)

(b) The Compliance Officer shall have the authority to propose amendments to the Tribal Internal Controls (TIC's) for approval by the Red Cliff Gaming Commission in accordance with this section 10. (01-08-04D)

17.10.11 Gaming Surveillance Personnel: Notwithstanding any other section of the Code, Gaming Surveillance Personnel, shall be subject to the requirements of this section, expressly including sections 17.13 and 17.14.

Gaming Surveillance Personnel shall be subject to the Personnel Policies and Procedures of the Tribe, under the authority of the Red Cliff Gaming Commission, acting through the Compliance Officer. (09-06-04I)

17.11 **SECTION 11: DISPUTE RESOLUTION**

17.11.1 It shall be the responsibility of the gaming manager with responsibility for a particular Class III facility, or their designee, to resolve such disputes as may be initiated by a player arising from the conduct of play at such facility.

17.11.2 The name of the manager with responsibility for a specific Class III facility shall be prominently displayed at such facility.

17.11.3 At all times when the manager is not available said manager shall designate a specific person as the manager designee for purposes of dispute resolution and the name of the person so designated at that specific time and place shall also be prominently displayed. Such designee shall act in the place of the manager to resolve disputes during the time authorized.

17.11.4 Any aggrieved player shall immediately bring such grievance to the notice of the employee(s) involved, and, if unsatisfied by the result,